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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Frank Himmelsbach *et al* Docket No.: 5/1256  
Serial No. : 09/938,235 ) Art Unit: 1614  
Filed : August 23, 2001 ) Examiner: to be assigned  
For : BICYCLIC HETEROCYCLES, PHARMACEUTICAL COMPOSITIONS  
CONTAINING THEM, THEIR USE, AND PROCESSES FOR  
PREPARING THEM

TECH CENTER 1600 APR 01 2002  
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Assistant Commissioner for Patents  
Washington, D.C. 20231

## TRANSMITTAL LETTER FOR INFORMATION DISCLOSURE STATEMENT

Sir:

Transmitted herewith concerning the subject application is an Information Disclosure Statement under 37 C.F.R. §§1.56 and

- 1.97(b). This Statement is being filed within three months of the filing date of a national application; within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application; or before the mailing of a first Office Action on the merits, whichever event occurs last.
- The Assistant Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. §1.16 and any patent application processing fees under 37 C.F.R. §1.17, or credit any overpayment of same, to Deposit Account No. 02-2955.

Triplicate copies of this form are enclosed.

Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

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PTO/SB/08B (10-01)

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Substitute for form 1449B/PTO				<i>Complete if Known</i>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				<b>Application Number</b>	09/938,235
				<b>Filing Date</b>	August 23, 2001
				<b>First Named Inventor</b>	Frank Himmelsbach
				<b>Group Art Unit</b>	1614
				<b>Examiner Name</b>	to be assigned
(use as many sheets as necessary)				<b>Attorney Docket Number</b>	5/1256
Sheet	2	of	2		



**Substitute for form 1449B/PTO**

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 2 of 2

**Complete if Known**

<b>Application Number</b>	09/938,235
<b>Filing Date</b>	August 23, 2001
<b>First Named Inventor</b>	Frank Himmelsbach
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Examiner Name	to be assigned
Attorney Docket Number	5/1256

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#### **OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Signature		Date Considered	
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**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**1** Applicant's unique citation designation number (optional). **2** Applicant is to place a check mark here if English language Translation is attached.

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